



MAIL STOP AF  
EXAMINING GROUP 2617

PATENT  
129250-001068/US

AF  
R

IN THE U.S. PATENT AND TRADEMARK OFFICE

Applicant: Doru Calin et. al.

Conf.: 9920

Appl. No.: 10//815,797

Group: 2617

Filed: April 2, 2004

Examiner Sharad K. Rampuria

For: Methods & Devices For Varying A Hand-off Base Station List Based  
Upon Traffic Conditions

Docket No.: 129250-001068/US

**NOTICE OF APPEAL FROM THE  
PRIMARY EXAMINER TO THE BOARD OF APPEALS**

Customer Service Window  
Randolph Building  
401 Dulany Street  
Alexandria, VA 22314  
Mail Stop AF

November 10, 2006

Sir:

Applicants hereby appeal to the Board of Appeals from the decision dated August 10, 2006 of the Supervisory Patent Examiner final rejection of claims 1-49.

- The enclosed document is being transmitted via the Certificate of Mailing provisions of 37 C.F.R. § 1.8.
- The enclosed document is concurrently filed with a Pre-Appeal Brief Request for Review.

Applicants hereby petition for an extension of \_\_\_\_\_ ( ) month(s) pursuant to 37 C.F.R. §§ 1.17 and 1.136(a).

The fee has been calculated as shown below:

11/14/2006 SZEWDIE1 00000149 10815797

01 FC:1401

500.00 0P

- NO extensions of time have been previously obtained for responding to the Final Rejection. Thus a fee of \$.00 is required for the full period of the above-requested

extension of time.

- An extension of \_\_\_\_\_ month(s) for responding to the Final Rejection was previously requested and paid for on \_\_\_\_\_. Thus a fee of \$\_\_\_\_\_ is required.
- Applicant claims small entity status. See 37 C.F.R. § 1.27.

The Government fee for filing a Notice of Appeal to the Board of Appeals is calculated as follows:

- Large entity - \$500.00
- Small Entity - \$250.00

Therefore, the TOTAL FEE due for the filing of this Notice of Appeal is \$500.

Payment of the above TOTAL FEE is being made in the following manner:

- Check in the amount of \$500.00 is enclosed.
- Please charge Deposit Account No. 50-3777 in the amount of \$0.00. A triplicate copy of this sheet is attached.

If necessary, the Commissioner is hereby authorized in this, concurrent, and future replies, to charge payment or credit any overpayment to Deposit Account No. 50-3777 for any additional fees required under 37 C.F.R. §§1.16 or 1.17; particularly, extension of time fees.

Respectfully submitted,

CAPITOL PATENT & TRADEMARK LAW FIRM, PLLC.

By

  
John E. Curtin, Reg. No. 37,602

P.O. Box 1995  
Vienna, Virginia 22183  
(703) 266-3330

O I P E  
NOV 13 2006  
PATENT & TRADEMARK OFFICE

## TRANSMITTAL FORM

(to be used for all correspondence after initial filing)

Application Number	10/815,797
Filing Date	April 2 <sup>nd</sup> , 2004
Inventor(s)	Doru Calin et al.
Group Art Unit	2617
Examiner Name	Sharad K. Rampuria
Attorney Docket Number	129250-001068/US

ENCLOSURES (check all that apply)

<input checked="" type="checkbox"/> Fee Transmittal Form <input checked="" type="checkbox"/> Fee Attached <input type="checkbox"/> Amendment <input type="checkbox"/> After Final <input type="checkbox"/> Affidavits/declaration(s) <input type="checkbox"/> Extension of Time Request <input type="checkbox"/> Express Abandonment Request <input type="checkbox"/> Information Disclosure Statement <input type="checkbox"/> Certified Copy of Priority Document(s) <input type="checkbox"/> Response to Missing Parts/ Incomplete Application <input type="checkbox"/> Response to Missing Parts under 37 CFR 1.52 or 1.53	<input type="checkbox"/> Assignment Papers <i>(for an Application)</i> <input type="checkbox"/> Letter to the Official Draftsperson and _____ Sheets of Formal Drawing(s) <input type="checkbox"/> Licensing-related Papers <input type="checkbox"/> Petition <input type="checkbox"/> Petition to Convert to a Provisional Application <input type="checkbox"/> Change of Correspondence Address and revocation/POA <input type="checkbox"/> Terminal Disclaimer <input type="checkbox"/> Request for Refund <input type="checkbox"/> CD, Number of CD(s) _____	<input type="checkbox"/> After Allowance Communication to Group <input type="checkbox"/> LETTER SUBMITTING APPEAL BRIEF AND APPEAL BRIEF (w/clean version of pending claims) <input checked="" type="checkbox"/> Appeal Communication to Group <i>(Notice of Appeal, Appeal Brief, Reply Brief)</i> <input type="checkbox"/> Proprietary Information <input type="checkbox"/> Status Letter <input checked="" type="checkbox"/> Other Enclosure(s) <i>(please identify below): Check# 1196 for \$500</i>
Remarks		

SIGNATURE OF APPLICANT, ATTORNEY, OR AGENT

Firm or Individual name	CAPITOL PATENT & TRADEMARK LAW FIRM, PLLC	Attorney Name John E. Curtin	Reg. No. 37,602
Signature			
Date	November 10, 2006		



# FEE TRANSMITTAL for FY 2006

Effective 10/01/2004. Patent fees are subject to annual revision.

Applicant claims small entity status. See 37 CFR 1.27

**TOTAL AMOUNT OF PAYMENT** (\$ 500)

Complete if Known	
Application Number	10/815,797
Filing Date	April 2, 2004
First Named Inventor	Doru Calin
Examiner Name	Sharad K. Rampuria
Art Unit	2617
Attorney Docket No.	129250-001068/US

## METHOD OF PAYMENT (check all that apply)

Check  Credit card  Money  Other  None Order

Deposit Account:

Deposit Account Number 50-3777

Deposit Account Name Capitol Patent & Law Firm

The Director is authorized to: (check all that apply)

- Charge fee(s) indicated below  Credit any overpayments  
 Charge any additional fee(s) during the pendency of this application  
 Charge fee(s) indicated below, except for the filing fee to the above-identified deposit account.

## FEE CALCULATION

### 1. BASIC FILING FEE

Large Entity	Small Entity	Fee Description	Fee Paid
Fee Code	Fee Code	(\\$)	(\\$)
1011	2011	300 150	Utility filing fee
1012	2012	200 100	Design filing fee
1013	2013	200 100	Plant filing fee
1014	2014	300 150	Reissue filing fee
1005	2005	200 100	Provisional filing fee
<b>SUBTOTAL (1)</b>		<b>(\\$) 0</b>	

### 2. EXTRA CLAIM FEES FOR UTILITY AND REISSUE

Total Claims	-20 **	=	Extra Claims	X	Fee from below	=	Fee Paid
Independent Claims							
Multiple Dependent	-3 **	=		X		=	0

Large Entity	Small Entity	Fee Description
Fee Code	Fee Code	(\\$)
1202	2202	50 25
1201	2201	200 100
1203	2203	360 180
1204	2204	200 100
1205	2205	50 25
<b>SUBTOTAL (2)</b>		<b>(\\$) 0</b>

\*or number previously paid, if greater; For Reissues, see above

## FEE CALCULATION (continued)

### 3. ADDITIONAL FEES

Large Entity Small Entity

Fee Code	Fee (\$)	Fee Code	Fee (\$)	Fee Description	Fee Paid
1051	130	2051	65	Surcharge - late filing fee or oath	
1052	50	2052	25	Surcharge - late provisional filing fee or cover sheet.	
1053	130	1053	130	Non-English specification	
1812	2,520	1812	2,520	For filing a request for reexamination	
1804	920*	1804	920*	Requesting publication of SIR prior to Examiner action	
1805	1,840*	1805	1,840*	Requesting publication of SIR after Examiner action	
1251	120	2251	60	Extension for reply within first month	
1252	450	2252	225	Extension for reply within second month	
1253	1020	2253	510	Extension for reply within third month	
1254	1,590	2254	795	Extension for reply within fourth month	
1255	2,160	2255	1080	Extension for reply within fifth month	
1401	500	2401	250	Notice of Appeal	500
1402	500	2402	250	Filing a brief in support of an appeal	
1403	1000	2403	500	Request for oral hearing	
1452	500	2452	250	Petition to revive – unavoidable	
1453	1500	2453	750	Petition to revive – unintentional	
1501	1400	2501	700	Utility issue fee (or reissue)	
1502	800	2502	400	Design issue fee	
1460	130	1460	130	Petitions to the Commissioner	
1807	50	1807	50	Processing fee under 37 CFR 1.17 (q)	
1806	180	1806	180	Submission of Information Disclosure Stmt	
8021	40	8021	40	Recording each patent assignment per property (times number of properties)	
1809	790	2809	395	Filing a submission after final rejection (37 CFR § 1.129(a))	
1810	790	2810	395	For each additional invention to be examined (37 CFR § 1.129(b))	
1801	790	2801	395	Request for Continued Examination (RCE)	
Other fee (specify) _____					

\*Reduced by Basic Filing Fee Paid **SUBTOTAL (3)** (\$500)

### 4. SEARCH/EXAMINATION FEES

1111	500	2111	250	Utility Search Fee
1112	100	2112	50	Design Search Fee
1113	300	2113	150	Plant Search Fee
1114	500	2114	250	Reissue Search Fee
1311	200	2311	100	Utility Examination Fee
1312	130	2312	65	Design Examination Fee
1313	160	2313	80	Plant Examination Fee
1314	600	2314	300	Reissue Examination Fee
<b>SUBTOTAL (4)</b>		<b>(\$0)</b>		

## SUBMITTED BY

Complete (if applicable)

Name (Print/Type)	John E. Curtin	Registration No. (Attorney/Agent)	37,602	Telephone	(703)266-3330
Signature				Date	November 10, 2006

WARNING: Information on this form may become public. Credit card information should not be included on this form. Provide credit card information and authorization on PTO-2038.